

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

IN RE PHARMACEUTICAL INDUSTRY
AVERAGE WHOLESALE PRICE
LITIGATION

MDL No. 1456

CIVIL ACTION: 01-CV-12257-PBS

Judge Patti B. Saris

THIS DOCUMENT RELATES TO 01-CV-
12257-PBS AND 01-CV-339

**MDL PLAINTIFFS' AGREED MOTION TO RESET HEARING ON
MDL PLAINTIFFS' MOTION TO COMPEL AND FOR FINDING THAT DOCUMENTS
AND TESTIMONY RELATED TO ASTRAZENECA'S
PRICING, MARKETING AND SALES OF ITS PRODUCTS
ARE NOT PROTECTED BY THE ATTORNEY-CLIENT PRIVILEGE**

MDL Plaintiffs, by their counsel, respectfully move this Court for an order resetting the hearing on Plaintiffs' Motion to Compel and for Finding that Documents and Testimony Related to AstraZeneca's Pricing, Marketing and Sales of Its Products Are Not Protected by the Attorney-Client Privilege ("Motion to Compel"). In support of this motion, plaintiffs state follows:

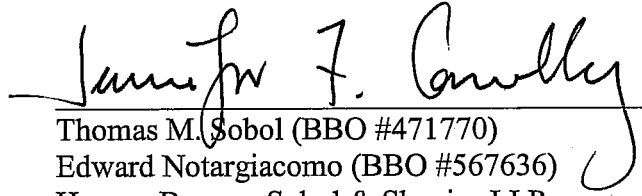
1. The hearing on plaintiffs' Motion to Compel was scheduled for May 3, 2005. Plaintiffs inadvertently did not appear at this hearing. Plaintiffs regret any inconvenience caused to the Court, AstraZeneca or its counsel.

2. The parties have conferred and have agreed to reset the hearing on Plaintiffs' Motion to Compel at a time convenient to the Court.

WHEREFORE plaintiffs respectfully request that this Court enter an order resetting the hearing on Plaintiffs' Motion to Compel all other relief that this Court deems just and proper.

DATED May 3, 2005

Respectfully submitted,



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**MEMBERS OF LEAD COUNSEL
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CERTIFICATE OF SERVICE

I hereby certify that I, Jennifer Fountain Connolly, an attorney, caused a true and correct copy of the foregoing MDL Plaintiffs' Agreed Motion to Reset Hearing on MDL Plaintiffs' Motion to Compel and For Finding That Documents and Testimony Related to Astrazeneca's Pricing, Marketing and Sales of Its Products Are Not Protected By The Attorney-Client Privilege to be delivered to all counsel of record by electronic service pursuant to Paragraph 11 of the Case Management Order No. 2, by sending on May 3, 2005, a copy to Verilaw Technologies for posting and notification to all parties.

By: 
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